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2 TO: THE CLERK OF THE ABOVE-ENTITLED COURT

3 Plaintiff Io Group, Inc., hereby requests that the Clerk of the above-entitled Court
4 enter default in this matter against Defendants MICHAEL WELCH, JOHN
5 MONTGOMERY, PEDRO OLIVERA, DAVID HOLIHAN, and YOUNG LIN, on the
6 ground that said Defendants have failed to respond to the First Amended Complaint within
7 the time prescribed by the Federal Rules of Civil Procedure.

8 On May 3, 2011, Plaintiff served the Summons and First Amended Complaint in
9 this matter via certified mail with return receipt required on Defendants MICHAEL
10 WELCH, JOHN MONTGOMERY, PEDRO OLIVERA, DAVID HOLIHAN, and
11 YOUNG LIN, all of whom reside outside the State of California. Sperlein Declaration at ¶
12 2.

13 Under California Code of Civil Procedure § 415.40, service became complete ten
14 days after mailing – May 13, 2011. Defendant's responsive pleading became due after an
15 additional twenty-one days – June 3, 2011.

16 Defendants MICHAEL WELCH, JOHN MONTGOMERY, PEDRO OLIVERA,
17 DAVID HOLIHAN, and YOUNG LIN Antelope have not filed responsive pleadings in
18 response to the First Amended Complaint. *Id.* at ¶ 4.

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20 The above-stated facts are set forth in the accompanying declaration of Gill
21 Sperlein, filed herewith.

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23 Dated: June 7, 2011

Respectfully Submitted,

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25 /s/ Gill Sperlein
26 GILL SPERLEIN
27 GENERAL COUNSEL, IO GROUP, INC.
28 Attorney for Plaintiff Io, Group, Inc.